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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER EX03-068C-US

.s. application no. (Il known 2003) 05R 1.5

INTERNATIONAL APPLICATION NO. PRIORITY DATE CLAIMED INTERNATIONAL FILING DATE 16 September 2002 PCT/US03/28897 15 September 2003 TITLE OF INVENTION RORS AS MODIFIERS OF THE P21 PATHWAY AND METHODS OF USE APPLICANT(S) FOR DO/EO/US Exelixis, Inc. Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. The US has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). b. has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) \boxtimes are attached hereto (required only if not communicated by the International Bureau). have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. d. A have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). \boxtimes An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (Unexecuted) An English language translation of the annexes of the International Preliminary Examination Report under PCT 10. Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 11. 🔲 An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 12. 13. A preliminary amendment. An Application Data Sheet under 37 CFR 1.76. 14. 15. A substitute specification. 16. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825. 17. A second copy of the published International Application under 35 U.S.C. 154(d)(4). 18. 🔲 A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 19. 🔲 Other items or information: Sequence Listing - paper copy (26 pgs), Statement under 1.821-1825 and Return Post Card

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO-1390 (Rev. 02-2005)

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U.S. APRLICATION NO. (I known see 37 CFR 1.5) INTERNATIONAL APPLICATION NO.						ATTORNEY'S DOCKET NUMBER			
The following fore are submitted:						CALCULATIONS	9-068C-US PTO USE ONLY		
The following fees are submitted: 21. 🗵 Basic national							\$ 300	FIO 03E ONLY	
22. Examination Fee If international preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)							\$ 100		
23. Search fee Search fee (37 CFR 1.445(a)(2) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared and provided in the Office \$400 All other situations \$500							\$ 100		
TOTAL OF 21, 22 and 23 =							\$ 500		
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof									
Total Sheets	Total Sheets Extra sheets		Number of each additional 50 or fraction thereof (round up to a whole number)			RATE			
- 100 =		0/50 =				x \$250	\$0		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed oriority date (37 CFR 1.492(e)).							\$		
CLAIMS NUMBER FILE			D	NUMBER EXTRA		RATE	\$	-	
Total claims	Total claims 2		- 20 =	5	х	\$50	\$ 250		
Independent claims 4			-3=	1	¥	\$200	\$ 200	T	
MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$360						\$			
TOTAL OF ABOVE CALCULATIONS =							\$ 450		
Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.							\$.		
SUBTOTAL =							\$ 950		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).							\$		
TOTAL NATIONAL FEE =							\$ 950		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +							\$		
,		- · · · · ·	\$ 950						
			Amount to be refunded:	\$					
				_			Amount to be charged:	\$	
a. A check in the amount of \$ to cover the above fees is enclosed.									
b. Please charge my Deposit Account No. 50-1108 in the amount of \$ 950.00 to cover the above fees.									
A duplicate copy of this sheet is enclosed. c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit									
Account No. 50-1108 . A duplicate copy of this sheet is enclosed. d. Fees are to be charged to a credit card. WARNING: Information on this form may become public: Credit card information should not									
				nformation and authorization on 5 has not been met, a petition			7(a) or (b)) must be filed		
1	and granted to restore the International Application to pending status.								
SEND ALL CORRESPONDENCE TO: CUSTOMER NO. 23500 EXELIXIS.INC. SIGNATURE							1/1/1/1/		
ATTN: PATENTS Laleh Shaye							steh		
P. O. BOX 511, 170 HARBOR WAY NAME									
SOUTH SAN FRANCISCO, CA 94083-0511 47,937 REGISTRATIO							N NUMBER		
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